

FILED

08 AUG 13 PM 3:02

U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Peter Honesto, The Honesto Estate,)

Plaintiff,)

vs.)

J. Tilton, et. al, Defendant's at)
p.8, and doe Defendant's 1 thru 50)

Defendant.)

CASE NO. CV 08-3157(PR)JF

**PRISONER'S
APPLICATION TO PROCEED
IN FORMA PAUPERIS**

I, Peter Honesto, declare, under penalty of perjury that I am the plaintiff in the above entitled case and that the information I offer throughout this application is true and correct. I offer this application in support of my request to proceed without being required to prepay the full amount of fees, costs or give security. I state that because of my poverty I am unable to pay the costs of this action or give security, and that I believe that I am entitled to relief.

In support of this application, I provide the following information:

1. Are you presently employed? Yes No xx

If your answer is "yes," state both your gross and net salary or wages per month, and give the name and address of your employer:

Gross: N/A Net: _____

Employer: Not employed _____

1 If the answer is "no," state the date of last employment and the amount of the gross and net
2 salary and wages per month which you received. (If you are imprisoned, specify the last
3 place of employment prior to imprisonment.)

4 Apple Computer 1984

7 2. Have you received, within the past twelve (12) months, any money from any of the
8 following sources:

9 a. Business, Profession or Yes No X

10 self employment

13 c. Rent payments? Yes No

14 d. Pensions, annuities, or Yes No

15 life insurance payments? Yes No X

17 Social Security or other go
18 ment source?

19 If the answer is "yes" to any of the above, describe each source of money and state the amount
20 received from each.

21 N/A no money from these resources

23 3. Are you married? Yes No

24 Spouse's Full Name: N/A not married

25 Spouse's Place of Employment:

26 Spouse's Monthly Salary, Wages or Income:

27 Gross \$ _____ Net \$ _____

10.4 List amount you contribute to your spouse's support: \$ _____

28 4. a. List amount you contribute to your spouse's support: \$ _____

1 b. List the persons other than your spouse who are dependent upon you for
 2 support and indicate how much you contribute toward their support. (NOTE:
 3 For minor children, list only their initials and ages. DO NOT INCLUDE
 4 THEIR NAMES.).

5 N/A There are no dependents
 6

7 5. Do you own or are you buying a home? Yes No

8 Estimated Market Value: \$ _____ Amount of Mortgage: \$ _____

9 6. Do you own an automobile? Yes No

10 Make _____ Year _____ Model _____

11 Is it financed? Yes No If so, Total due: \$ _____

12 Monthly Payment: \$ _____

13 7. Do you have a bank account? Yes No (Do not include account numbers.)

14 Name(s) and address(es) of bank: _____
 15 _____

16 Present balance(s): \$ _____

17 Do you own any cash? Yes No Amount: \$ _____

18 Do you have any other assets? (If "yes," provide a description of each asset and its estimated
 19 market value.) Yes No
 20 _____

21 8. What are your monthly expenses?

22 Rent: \$ none Utilities: _____

23 Food: \$ none Clothing: _____

24 Charge Accounts: none

Name of Account	Monthly Payment	Total Owed on This Acct.
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____

1 9. Do you have any other debts? (List current obligations, indicating amounts and to
 2 whom they are payable. Do not include account numbers.)

3 NA None *Restriction to the state about 1573.62 dollars*
 4 *left to pay as show in my inmate trust account.*

5 10. Does the complaint which you are seeking to file raise claims that have been presented
 6 in other lawsuits? Yes No xxx

7 Please list the case name(s) and number(s) of the prior lawsuit(s), and the name of the court in
 8 Plaintiff respectfully requests liberal construction as a pro se Plaintiff.
 9 which they were filed. Plaintiff filed a Complaint Peter Honesto v. Cal. A.
 10 Ternune, et. al, CIV S-00-2694 LKK JPM P, that was dismissed without
 11 prejudice to mitigate the damages of a head injury; Plaintiff has not refiled
 12 in the Eastern District, mitigating damages are ongoing, Plaintiff is
 13 permanently disabled requiring treatment accommodations housing,
 14 classification, Parole Hearings, and updated verification; See EX.G. Also Peter Honesto v.
 15 Cal. Ternune, et. al, CV F 00-6061 REC DLB P, was dismissed for change of venue, Plaintiff
 16 provides this information to demonstrate he has not filed frivolous claims and in this Complaint
 17 makes new claims and names Defendant's not named in prior Complaints including the defendants.
 18 I consent to prison officials withdrawing from my trust account and paying to the court

19 the initial partial filing fee and all installment payments required by the court.

20 I declare under the penalty of perjury that the foregoing is true and correct and
 21 understand that a false statement herein may result in the dismissal of my claims.

22 7-24-08
 23 ██████████

24 Bob Honesto

25 DATE

26 SIGNATURE OF APPLICANT

27

28

CALIFORNIA DEPARTMENT OF CORRECTIONS
SATF/SP AT CORCORAN
INMATE TRUST ACCOUNTING SYSTEM
INMATE TRUST ACCOUNT STATEMENT

FOR THE PERIOD: JAN. 01, 2008 THRU JUL. 31, 2008

Page 12

BED/CELL NUMBER: FEB2T1000000162U
ACCOUNT TYPE: IACCOUNT NUMBER : D55459
ACCOUNT NAME : HONESTO, PEDRO JOSE
PRIVILEGE GROUP: A

TRUST ACCOUNT ACTIVITY

TRAN DATE	CODE	DESCRIPTION	COMMENT	CHECK NUM	DEPOSITS	WITHDRAWALS	BALANCE
/01/2008 BEGINNING BALANCE							0.00

04/07*VD54 INMATE PAYROL 4009/01-08	2.74	2.74	2.74
04/11 W516 LEGAL COPY CH 4114/LCOPY	2.17	2.17	0.00
04/13/05*VD54 INMATE PAYROL 4489/FEB08	2.17	2.17	0.00
04/11 W516 LEGAL COPY CH 4610/LCOPY	1.43	1.43	1.43
04/10 W512 LEGAL POSTAGE 5059/LPOST	0.68	0.68	0.00
05/06*VD54 INMATE PAYROL 5497/04-08	0.68	0.68	0.00
05/12 W512 LEGAL POSTAGE 5631/LPOST	3.25	3.25	3.25
06/05*VD54 INMATE PAYROL 6021/05-08	3.46	3.46	1.35
06/10 W516 LEGAL COPY CH 6150/LCOPY	1.90	1.90	0.00
06/13 W516 LEGAL COPY CH 6240/LCOPY	2.30	2.30	3.46
07/07*VD54 INMATE PAYROL 0088/06-08	1.00	1.00	1.16
07/07 W516 LEGAL COPY CH 0117/LCOPY	0.16	0.16	0.00
07/17 W512 LEGAL POSTAGE 0293/LPOST			

CURRENT HOLDS IN EFFECT

HOLD DATE	CODE	DESCRIPTION	COMMENT	HOLD AMOUNT
07/15/2008	H109	LEGAL POSTAGE HOLD	0255/07-10	0.30
07/21/2008	H109	LEGAL POSTAGE HOLD	0375/07-19	0.30
07/21/2008	H109	LEGAL POSTAGE HOLD	0375/07-19	0.30
07/30/2008	H109	LEGAL POSTAGE HOLD	0494/07-25	3.21
07/30/2008	H109	LEGAL POSTAGE HOLD	0494/07-25	3.21
07/30/2008	H109	LEGAL POSTAGE HOLD	0494/07-26	0.30
07/30/2008	H109	LEGAL POSTAGE HOLD	0494/07-26	0.65
07/30/2008	H118	LEGAL COPIES HOLD	0495/07-24	23.50

* RESTITUTION ACCOUNT ACTIVITY

DATE SENTENCED	CASE NUMBER	FINE AMOUNT
05/04/87	98079	\$ 2,500.00
COUNTY CODE: SCL		

DATE	TRANS.	DESCRIPTION	TRANS. AMT.	BALANCE
01/01/2008		BEGINNING BALANCE		1,584.99

Case 5:08-cv-03157-JF

**SATF/SP AT CORCORAN
INMATE TRUST ACCOUNT STATEMENT**
FOR THE PERIOD: JAN. 01, 2008 THRU JUL. 31, 2008

SENTENCED: 05/04/87
CASE NUMBER: 98079
Y CODE: SCL
FINE AMOUNT: \$ 2,500.00

TRANS.	DESCRIPTION	TRANS.	AMT.	BALANCE
VR54	RESTITUTION DEDUCTION-SUPPORT	3.04-	1,581.95	
VR54	RESTITUTION DEDUCTION-SUPPORT	2.41-	1,579.54	
VR54	RESTITUTION DEDUCTION-SUPPORT	1.57-	1,577.97	
VR54	RESTITUTION DEDUCTION-SUPPORT	0.74-	1,577.23	
VR54	RESTITUTION DEDUCTION-SUPPORT	3.61-	1,573.62	
VR54	RESTITUTION DEDUCTION-SUPPORT	3.83-	1,569.79	
VR54	RESTITUTION DEDUCTION-SUPPORT			

* THIS STATEMENT DOES NOT REFLECT THE ADMINISTRATIVE FEE CHARGE THAT *

* IS EQUAL TO TEN PERCENT OF THE RESTITUTION AMOUNT COLLECTED.

TRUST ACCOUNT SUMMARY

TRANS.	DESCRIPTION	TRANS. AMT.	BALANCE
VR54	RESTITUTION DEDUCTION-SUPPORT	3.04-	1,581.95
VR54	RESTITUTION DEDUCTION-SUPPORT	2.41-	1,579.54
VR54	RESTITUTION DEDUCTION-SUPPORT	1.57-	1,577.97
VR54	RESTITUTION DEDUCTION-SUPPORT	0.74-	1,577.23
VR54	RESTITUTION DEDUCTION-SUPPORT	3.61-	1,573.62
VR54	RESTITUTION DEDUCTION-SUPPORT	3.83-	1,569.79
VR54	RESTITUTION DEDUCTION-SUPPORT		

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* IS EQUAL TO TEN PERCENT OF THE RESTITUTION AMOUNT COLLECTED.

* THIS STATEMENT DOES NOT REFLECT THE ADMINISTRATIVE FEE CHARGE THAT IS EQUAL TO TEN PERCENT OF THE RESTITUTION AMOUNT COLLECTED.

03157-JF Document 8

	TOTAL WITHDRAWALS	CURRENT BALANCE	HOLDS BALANCE	TRANSACTIONS TO BE POSTED
13.73	0.00	31.77	0.00	
	CURRENT AVAILABLE BALANCE			
	31.77			

THE ATTACHED INSTRUMENT IS A CORRECT
COPY OF THE TRUST ACCOUNT MAINTAINED
BY THIS OFFICE.

THE NATURE OF THIS INSTRUMENT IS A CORRECT
COPY OF THE TRUST ACCOUNT MAINTAINED
BY THIS OFFICE.

ATTEST:

JUL 31 2008

CALIFORNIA DEPARTMENT OF CORRECTIONS

BY M. Jordan

STATE OF CALIFORNIA
GA-22 (9/92)

INMATE REQUEST FOR INTERVIEW

DEPARTMENT OF CORRECTIONS

Clearly state your reason for requesting this interview.

You will be called in for interview in the near future if the matter cannot be handled by correspondence.

- Please verify all the attached forms, thank you.
About 2 weeks ago I submitted a certificate of funds request
because the court said they did not receive an in forma pauperis
application; I'm sending another one for processing as directed
by my counselor R. Monroe; Thank you for your assistance.

INTERVIEWED BY

DATE

DISPOSITION

1
2 Case Number: CV 08-3157 (PR)JF
3
4
5
6
7

8 CERTIFICATE OF FUNDS
9

10 IN
11

12 PRISONER'S ACCOUNT
13
14

15 I certify that attached hereto is a true and correct copy of the prisoner's trust account
16 statement showing transactions of Pedro Horesto [prisoner name]
17 ~~Corcoran Substance Abuse Treatment~~ [name of institution]
18 where (s)he is confined.

I further certify that the average deposits each month to this prisoner's account for the
most recent 6-month period were \$ 2.29 and the average balance in the prisoner's
account each month for the most recent 6-month period was \$ 2.29.

19 Dated: 7/31/08

m Jordan

20 [Authorized officer of the institution]
21
22
23
24
25
26
27
28

PROOF OF SERVICE

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

I hereby certify on 8-7-08 I served the attached, in **Forma Pauperis Application and Certificate of funds**, Case# CV-08-3157(PR)JF; by placing the Original/copy in a postage paid envelope addressed to the person(s) hereinafter listed,

by depositing said envelope in the United States Mail at CSATF/SP, P.O. Box ⁵²⁷² ~~5246~~, Corcoran, Calif. 93212

Persons Served: Office of the Clerk, U.S. Northern District Court of California, 450 Golden Gate Avenue, San Francisco, Calif 94102;

I declare under penalty of perjury that the foregoing is correct and true
Executed 8-7-08, at Corcoran State Prison.


Peter Honesto, Petitioner, Pro Per

Pedro Munoz, D-55459
CSDTFSP 22-162
P.O. Box 5242
Carmel, Calif.
93212-5242

RECEIVED

Aug 13 2008

RECEIVED
U.S. Northern District Court of California
450 Golden Gate Avenue
San Francisco, Calif.
94102



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Wests D-55459
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2008

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1000 BROADWAY, NEW YORK, N.Y.
JULY 19, 1941
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Office of the Clerk
U.S. Northern District Court of California
450 Golden Gate Avenue
San Francisco, Calif.
94102



R Maurice / OGI

8/07/08

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